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MISC 19-418

BROOKLYN OFFICE

UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF NEW YORK

GARAUFIS, J.

R. ALEXANDER ACOSTA, Secretary of Labor, :
United States Department of Labor, :

Petitioner, :

: Misc. Action No. _____

v. :

FOOD FARM GROUP, INC. d/b/a FOOD FARM :
SUPERMARKET and AFZAL RAHMAN, :
individually and as a custodian of records, :

Respondents. :
----- :

**MOTION TO COMPEL RESPONDENTS TO PRODUCE DOCUMENTS
AND TESTIFY PURSUANT TO ADMINISTRATIVE SUBPOENA
*DUCES TECUM AND AD TESTIFICANDUM***

Petitioner R. Alexander Acosta, Secretary of Labor, United States Department of Labor (the "Secretary") hereby moves, under Sections 9 and 11(a) of the Fair Labor Standards Act, 29 U.S.C. §§209, 211(a), and Section 49 of the Federal Trade Commission Act, 15 U.S.C. §49, for an order compelling Respondents Food Farm Group, Inc., d/b/a Food Farm Supermarket ("Food Farm") and Afzal Rahman (collectively, the "Respondents") to produce documents and testify in compliance with the administrative subpoena *duces tecum* and *ad testificandum* issued on October 2, 2018.

In support of this motion, Petitioner submits the attached Memorandum of Law, Declaration of Janese Gonzalez with exhibits, Declaration of William Dempsey with exhibits, Declaration of Jeanne Zhuo with exhibit, and Proposed Order.

DATED: February 11, 2019
New York, New York

KATE S. O'SCANNLAIN
Solicitor of Labor

JEFFREY S. ROGOFF
Regional Solicitor

BY: /s/ Andrew Karonis
ANDREW KARONIS
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U.S. Department of Labor,
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